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MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: ADRV-Administrative Review

FR CITE: 81 FR 85516 FR CITE DATE: 11/28/2016

REFERENCE MESSAGE # 4252307, 4358305, 4363303,
(s): 6214302

CASE #(s): A-570-967

EFFECTIVE DATE: 11/28/2016 COURT CASE #:

PERIOD OF REVIEW: 05/01/2014 TO 04/30/2015

PERIOD COVERED: TO

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Liquidation instructions for aluminum extrusions from the People's Republic of China exported by Xin Wei Aluminum Company Limited for the period 05/01/2014 through 04/30/2015 (A-570-967-039)

1. Xin Wei Aluminum Company Limited reported to Commerce that it had no shipments of aluminum extrusions from the People's Republic of China (PRC) during the period 05/01/2014 through 04/30/2015. Therefore, pursuant to the publication of the final results of review (81 FR 85516, 11/28/2016) and as a result of Commerce's clarification of its assessment regulation (10/24/2011, 76 FR 65694), for all shipments of aluminum extrusions from the People's Republic of China exported by Xin Wei Aluminum Company Limited, entered, or withdrawn from warehouse, for consumption during the period 05/01/2014 through 04/30/2015, entered under case number A-570-967-039, assess antidumping duties at the PRC-wide rate. The PRC-wide rate is 33.18 percent.

2. Notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 1 occurred with the publication of the final results of administrative review (81 FR 85516, 11/28/2016). Unless instructed otherwise, for all other shipments of aluminum extrusions from the People's Republic of China you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current rates.

3a. The injunction with court number 14-00199 discussed in message number 4252307, dated 09/09/2014, is applicable to entries exported by Kromet International Inc., Dongguan Golden Tiger Hardware Industrial Co., Ltd., Guangdong Whirlpool Electrical Appliances, Co., Ltd., Hanyung Alcobis Co., Ltd., Henan New Kelong Electrical Appliances, Co., Ltd., or Shanghai Tongtai Precise Aluminum Alloy Manufacturing Co., Ltd. and imported by Whirlpool Corporation on or after 09/07/2010, and that remain unliquidated as of 08/29/2014. Accordingly, until further notice, continue to suspend liquidation of such entries until liquidation instructions are issued.

3b. The injunction with court number 14-00106 discussed in message number 4358305, dated 12/24/2014, is applicable to entries of curtain wall units that are produced and imported pursuant to a contract to supply a curtain wall (as identified in the administrative scope proceeding ruling for the antidumping duty order on aluminum extrusions from the People's Republic of China (A-570-

967), entitled “Final Scope Ruling on Curtain Wall Units that are Produced and Imported Pursuant to a Contract to Supply a Curtain Wall,” dated 03/27/2014) that were imported by Jangho Curtain Wall Americas Co., Ltd. and were entered or withdrawn from warehouse, for consumption on or after 09/07/2010, and that remain unliquidated as of 12/23/2014. Accordingly, until further notice, continue to suspend liquidation of such entries until liquidation instructions are issued.

3c. The injunction with court number 14-00106 discussed in message number 4363303, dated 12/29/2014, is applicable to entries of curtain wall units that are produced and imported pursuant to a contract to supply a curtain wall (as identified in the administrative scope proceeding ruling for the antidumping duty order on aluminum extrusions from the People’s Republic of China (A-570-967), entitled “Final Scope Ruling on Curtain Wall Units that are Produced and Imported Pursuant to a Contract to Supply a Curtain Wall,” dated 03/27/2014) that were produced and/or exported by Permasteelisa South China Factory and Permasteelisa Hong Kong Limited, were imported by Permasteelisa North America Corp., and were entered or withdrawn from warehouse, for consumption on or after 01/01/2012, and that remain unliquidated as of 12/23/2014. Accordingly, until further notice, continue to suspend liquidation of such entries until liquidation instructions are issued.

3d. The injunction with court number 16-00128 discussed in message number 6214302, dated 08/01/2016, is applicable to any unliquidated entries of certain fittings and related products for engine cooling systems (i.e., certain fittings for oil coolers, certain fittings for condensers, certain fittings for radiators, a plug for an oil cooler, a mounting pin for an oil cooler, and a fastener for an oil cooler) identified in the administrative scope proceeding of the antidumping and countervailing duty orders on aluminum extrusions from the People’s Republic of China (case numbers A-570-967 and C-570-968), entitled “Final Scope Ruling on Adams Thermal Systems’ Certain Fittings and Related Products for Engine Cooling Systems,” dated July 11, 2016 that: 1. Were imported from the People’s Republic of China to the United States by Adams Thermal Systems, Inc.; 2. Were entered or withdrawn from warehouse, for consumption, on or after September 7, 2010; and 3. That remain unliquidated as of Noon EDT on 07/28/2016. Accordingly, until further notice, continue to suspend liquidation of such entries until liquidation instructions are issued.

4. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping duties is required through the date of liquidation. The rate at which such interest is

payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

5. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of Commerce's regulations. The importer should provide the reimbursement statement prior to liquidation of the entry. If the importer certifies that it has an agreement with the manufacturer, producer, seller, or exporter, to be reimbursed antidumping and/or countervailing duties, CBP shall double the antidumping duty and/or increase the antidumping duty by the amount of the countervailing duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

6. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by OVI:DS.)

7. There are no restrictions on the release of this information.

Alexander Amdur

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party